

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**AT NASHVILLE, TENNESSEE**

**August 26, 2004**

**IN RE:**

**UNITED CITIES GAS COMPANY, a Division of  
ATMOS ENERGY CORPORATION  
INCENTIVE PLAN ACCOUNT (IPA) AUDIT  
AND  
PETITION OF UNITED CITIES GAS COMPANY  
TO AMEND THE PERFORMANCE BASED  
RATEMAKING MECHANISM RIDER TO ITS TARIFF**

**DOCKET NO.  
01-00704**

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**ORDER MODIFYING PROCEDURAL SCHEDULE**

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This matter is before the Hearing Officer upon the request of United Cities Gas Company ("Atmos Energy Corporation" or "Atmos") to modify the Procedural Schedule issued in this Docket on August 12, 2004, 2004.<sup>1</sup> Pursuant to the August 12, 2004 Order, the following Procedural Schedule is in effect:

August 25, 2004	Responses and Objections to Discovery Requests Due (one copy filed with the Authority)
August 31, 2004	Motions to Compel Due
September 10, 2004	Status Conference on Objections to Discovery Requests and Motions to Compel shall begin at 10:00 a.m. (central). Schedule for Supplemental Responses to Discovery Requests may be set at this hearing

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<sup>1</sup> See Order Denying Motion for the Staff of the Energy and Water Division to Set the Petition of United Cities Gas Co. to Amend the Performance Based Ratemaking Mechanism Rider to its Tariff for Hearing on the Merits and Modifying Procedural Schedule (August 12, 2004).

September 30, 2004                      Pre-filed Rebuttal Testimony Due

October 19 - 20, 2004                      Hearing on the merits

Atmos has requested some modifications of the dates for filing various documents and for the status conference set in this Procedural Schedule, to which the Staff of the Energy and Water Division of the TRA and the Consumer Advocate and Protection Division have agreed. These modifications will not impact or delay the date for the hearing set in this Docket. Therefore, the Hearing Officer finds that the request to modify the Procedural Schedule is well-taken and should be granted. The Procedural Schedule shall be modified as indicated below:

**September 1, 2004**                      Responses and Objections to Discovery Requests  
Due (one copy filed with the Authority)

**September 8, 2004**                      Motions to Compel Due

**September 15, 2004**                      Status Conference on Objections to Discovery  
Requests and Motions to Compel shall begin at  
10:00 a.m. (central).

**September 20, 2004**                      Supplemental Responses, if any, Due

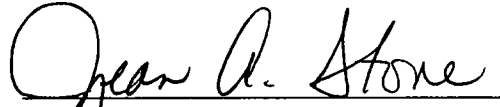
**October 5, 2004**                      Pre-filed Rebuttal Testimony Due

**October 19 - 20, 2004**                      Hearing on the merits

**All filings shall be due at 2:00 p.m. (central) on the dates indicated.**

**IT IS THEREFORE ORDERED THAT:**

The Procedural Schedule is modified as set forth herein.

  
Jean A. Stone, as Hearing Officer